



#4 Response
1/4/03
H. Butte

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
in the application of:

APPLICANT : McLeod, S.) ART UNIT: 1723
SERIAL NO.: 09/925,926) EXAMINER: K. Menon
FILED : 08/10/01)

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RESPONSE TO RESTRICTION REQUIREMENT

THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, DC 20231

This is a response in the above-identified patent application to a Restriction Requirement Action dated 11/27/02 with time for response set to expire on 12/27/02.

With respect to the selection of invention, Applicant selects claims 1-12.

Applicant traverses on the grounds that while the two inventions are patentably distinct, they are both directed to a either a filter or a filtering method employing a filter. Accordingly, both inventions species can be searched in the identical fields and keeping both inventions will not prove to be an undue burden on the Examiner.

Respectfully submitted,

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CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing was deposited with the United States Postal Service, First Class Postage prepaid, addressed to the Commissioner of Patents and Trademarks, this 27th day of December, 2002.

Peter Loffler